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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/733,742	12/11/2003	Conleth O'Connell	VIGN1640-2	8405
44654	7590	10/25/2007		
SPRINKLE IP LAW GROUP 1301 W. 25TH STREET SUITE 408 AUSTIN, TX 78705			EXAMINER PATEL, HETUL B	
			ART UNIT 2186	PAPER NUMBER
			MAIL DATE 10/25/2007	DELIVERY MODE PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

2A

Interview Summary	Application No.		Applicant(s)	
	10/733,742		O'CONNELL ET AL.	
	Examiner		Art Unit	
	Hetul Patel		2186	

All participants (applicant, applicant's representative, PTO personnel):

- (1) Hetul Patel. (3) Robert Villhard (Reg. No: 53,725).
 (2) Katharina W. Schuster (Reg. No: 50,000). (4) _____.

Date of Interview: 19 October 2007.

Type: a) ☒ Telephonic b) ☐ Video Conference
 c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.
 If Yes, brief description: _____.

Claim(s) discussed: proposed claim 1.

Identification of prior art discussed: D'Orto et al. (USPN: 2004/0107319).

Agreement with respect to the claims f) ☐ was reached. g) ☐ was not reached. h) ☒ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW: (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

H.B. Patel
 Examiner's signature, if required

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: During the phone interview, Applicant's representative presented the proposed amendment to claim 1 and explained how it appears to overcome the D'Orto prior art. Examiner disagreed with Applicant's rep and pointed out how the D'Orto prior art still reads/anticipates the proposed claim 1. Applicant's representative will make appropriate claim amendment(s) and submit them to PTO in the next official response. Examiner would have to do further search to determine it's patentability..